

EXHIBIT 1

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

DONNA CURLING, ET AL.,)
)
Plaintiffs,)
)
vs.) CIVIL ACTION NO.
)
BRAD RAFFENSPERGER, ET) 1:17-CV-2989-AT
AL,)
)
Defendants.)

VIDEOTAPED 30(b)(6) DEPOSITION OF ERIC B. CHANEY
(Taken by Plaintiffs)
August 15, 2022
10:20 a.m.

Reported by: Debra M. Druzisky, CCR-B-1848

1 for the deposition today?

2 MR. DELK: And I'll instruct the
3 witness, don't divulge anything that you
4 and I discussed in our meetings.

5 THE REPORTER: I'm sorry. I don't
6 know who was speaking.

7 MR. DELK: That was Stephen Delk.

8 THE REPORTER: Okay. Can you restate
9 that, please?

10 MR. DELK: Sure. I was just
11 instructing the witness to not divulge
12 anything from my communications with him,
13 because that would be privileged
14 information.

15 But subject to that, you can respond.

16 BY MR. CROSS:

17 Q. So apart from talking with your counsel,
18 what, if anything, did you do to prepare for today?

19 A. On the advice of counsel, I respectfully
20 decline to answer on the basis of my rights and
21 privilege under Article I, Section 1, Paragraph 16
22 of the Georgia Constitution, the Fifth Amendment of
23 the United States and Georgia law.

24 As the United States Supreme Court has
25 stated, privilege against testifying protects

1 everyone, including innocent people, from answering
2 questions if the truth might be used to help create
3 a misleading impression that they were somehow
4 involved in improper conduct.

5 So I hereby follow the advice of my
6 counsel and respectfully decline to answer.

7 Q. You're taking the Fifth Amendment in
8 response to a question of what you did to get ready
9 for today?

10 A. Yes.

11 Q. Okay.

12 MR. CROSS: And Mr. Delk, just for
13 ease, if he's going to take the Fifth in
14 response to any other questions, if he
15 just says Fifth Amendment.

16 MR. DELK: That's fine, as long as we
17 stipulate that in -- by stating so, it
18 encompasses the entirety of the statement.

19 MR. CROSS: Yes.

20 MR. DELK: That's agreeable.

21 MR. CROSS: Yeah. Okay. You tell
22 me.

23 MR. DELK: Moving forward all you
24 need to do is say "Fifth Amendment," and
25 it saves you from having to read the whole

1 R E P O R T E R D I S C L O S U R E
2 DISTRICT COURT) DEPOSITION OF
3 NORTHERN DISTRICT) ERIC B. CHANEY
4 ATLANTA DIVISION)

5 Pursuant to Article 10.B of the Rules and
6 Regulations of the Board of Court Reporting of the
7 Judicial Council of Georgia, I make the following
8 disclosure:

9 I am a Georgia Certified Court Reporter.
10 I am here as a representative of Veritext Legal
11 Solutions.

12 Veritext Legal Solutions was contacted by
13 the offices of Morrison & Foerster to provide court
14 reporting services for this deposition. Veritext
15 Legal Solutions will not be taking this deposition
16 under any contract that is prohibited by O.C.G.A.
17 9-11-28 (c).

18 Veritext Legal Solutions has no contract
19 or agreement to provide court reporting services
20 with any party to the case, or any reporter or
21 reporting agency from whom a referral might have
22 been made to cover the deposition.

23 Veritext Legal Solutions will charge its
24 usual and customary rates to all parties in the
25 case, and a financial discount will not be given to
any party in this litigation.

Debra M. Druzisky
Georgia CCR-B-1848

SLIPSHEET

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

Civil Action No. 1:17-cv-02989-AT

DONNA CURLING, et al.,

Plaintiffs,

vs.

BRAD RAFFENSPERGER, et al.,

Defendants.

VIDEOTAPED DEPOSITION OF EMILY MISTY HAMPTON

DATE: November 11, 2022

TIME: 10:49 a.m. to 6:07 p.m.

LOCATION: Courtyard by Marriott Warner Robins
589 Carl Vinson Parkway
Warner Robins, Georgia 31088

REPORTED BY: Felicia A. Newland, CSR

Veritext Legal Solutions
1250 Eye Street, N.W., Suite 350
Washington, D.C. 20005

1 BY MR. BROWN:

2 Q Was Cathy Latham just standing in
3 front of you talking to Mr. Hall probably?

4 A I don't --

5 MR. MILLER: Object to form.

6 BY MR. BROWN:

7 Q You don't remember?

8 A Correct.

9 Q And you knew Scott Hall by this time,
10 right?

11 MR. MILLER: Object to form.

12 THE WITNESS: No, sir.

13 BY MR. BROWN:

14 Q So you said Scott Hall, but you
15 didn't know who he was. I guess did Mr. Chaney
16 know who he was?

17 MR. MILLER: Object to form.

18 THE WITNESS: I do not know.

19 BY MR. BROWN:

20 Q In this text you say, "Like we talked
21 about the other day." So you spoke with Mr. Chaney
22 about scanning ballots. Is that right?

1 MR. MILLER: Let me advise my client,
2 please.

3 (Counsel speaking to client off the
4 record.)

5 THE WITNESS: I'll take the Fifth
6 Amendment.

7 BY MR. BROWN:

8 Q And scanning ballots was code for
9 making a forensic copy of the entire Coffee County
10 Election System, right?

11 A I'll take the Fifth.

12 Q Scott Hall wasn't about to come just
13 to scan ballots, was he?

14 MR. MILLER: Object to form.

15 THE WITNESS: I do not know.

16 BY MR. BROWN:

17 Q You don't remember when you first
18 learned the name Scott Hall?

19 A No, sir.

20 Q You didn't know who he was on
21 January 6th?

22 A I do not recall.

1 CERTIFICATE OF NOTARY PUBLIC

2 I, FELICIA A. NEWLAND, CSR, the officer before whom
3 the foregoing video-recorded deposition was taken,
4 do hereby certify that the witness whose testimony
5 appears in the foregoing deposition was duly sworn
6 by me; that the testimony of said witness was taken
7 by me in stenotype and thereafter reduced to
8 typewriting under my direction; that said deposition
9 is a true record of the testimony given by said
10 witness; that I am neither counsel for, related to,
11 nor employed by any of the parties to the action in
12 which this deposition was taken; and, further, that
13 I am not a relative or employee of any counsel or
14 attorney employed by the parties hereto, nor
15 financially or otherwise interested in the outcome
16 of this action.

17

18

19

20

FELICIA A. NEWLAND, CSR
Notary Public

21

22 My commission expires:
September 15, 2024

SLIPSHEET

1 UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF GEORGIA
3 ATLANTA DIVISION
4

5 Civil Action No. 1:17-cv-02989-AT
6

7 -----
8 DONNA CURLING, et al.,

9 Plaintiffs,

10 vs.

11 BRAD RAFFENSPERGER, et al.,

12 Defendants.
13 -----

14 VIDEOTAPED DEPOSITION OF
15 JIL RIDLEHOOVER
16

17 Tuesday, August 16, 2022
18

19 Court Reporters:

20 LeShaundra Byrd (9:43 a.m. to 10:18 a.m.)

21 Felicia A. Newland, CSR (10:18 a.m. to 12:56 p.m.)
22

1 Q Why did you sign a letter indicating
2 that you had submitted time sheets for hours for
3 which you were paid, but did not work?

4 A Well, on advice of counsel, I
5 respectfully decline to answer on the basis of my
6 rights and privileges under Article 1, Section 1,
7 Paragraph 16 of the Georgia Constitution and the
8 Fifth Amendment of the United States Constitution
9 and Georgia law.

10 MR. DELK: Can we get the same
11 stipulation that we've been having --

12 MR. CROSS: Yes.

13 MR. DELK: -- if that issue does come
14 up again?

15 MR. CROSS: Yeah. All she has to say
16 is "Fifth Amendment" and it'll capture the
17 statement.

18 BY MR. CROSS:

19 Q Let me hand you what's been marked as
20 Exhibit 2.

21 (Ridlehoover Deposition Exhibit Number 2
22 marked for identification.)

CERTIFICATE OF NOTARY PUBLIC

I, FELICIA A. NEWLAND, CSR, the officer before whom a partial segment of the foregoing videotaped deposition was taken, do hereby certify that the witness whose testimony appears in the foregoing deposition was not duly sworn by me, but by LeShaundra Byrd; that the testimony of said witness was taken by LeShaundra Byrd and me in stenotype and thereafter reduced to typewriting under my direction; that said deposition of the partial segment wherein LeShaundra Byrd was present (pages 6 through 45) in which I transcribed and the partial segment wherein I was present is a true record of the testimony given by said witness; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this deposition was taken; and, further, that I am not a relative or employee of any counsel or attorney employed by the parties hereto, nor financially or otherwise interested in the



FELICIA A. NEWLAND, CSR

SLIPSHEET

1 UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF GEORGIA
3 ATLANTA DIVISION
4 Civil Action No. 1:17-cv-02989-AT

5 DONNA CURLING, et al.,
6 Plaintiffs,
7 vs.
8 BRAD RAFFENSPERGER, et al.
9 Defendants.

10
11
12 VIDEOTAPED DEPOSITION OF
13 CATHLEEN LATHAM

14
15 August 8, 2022
16 10:15 a.m.

17
18 Warner Robins, Georgia

19
20
21 Laura M. MacKay, RPR, CCR-B-1736
22 (Appearing remotely)
23
24
25

1 MR. CHEELEY: You know what to --

2 A. On the advice of lawyers, I respectfully
3 decline to answer on the basis of my rights and
4 privileges under Article 1, Section 1, Paragraph 16
5 of the Georgia Constitution, the Fifth Amendment of
6 the United States Constitution and Georgia law.

7 As the United States Supreme Court has
8 stated, the privilege against testifying protects
9 everyone, including innocent people from answering
10 questions if the truth might be used to help create
11 a misleading impression that they were somehow
12 involved in improper conduct.

13 I was previously labelled as a witness of
14 another investigation and agreed to cooperate, but
15 the District Attorney's Office has now labelled me a
16 target, and so I very reluctantly follow the advice
17 of my counsel and I decline to testify or answer
18 questions in this deposition.

19 BY MR. CROSS:

20 Q. Ms. Latham, are you worried that indicating
21 the dates that you served as the chair of the Coffee
22 County Republican Party may incriminate you?

23 A. On the advice of counsel, I decline to
24 testify for the reasons I've previously stated.
25 Thank you.

1 Q. Ms. Latham, do you understand that when you
2 assert a Fifth Amendment in a civil litigation the
3 court can infer that you are -- that you did in fact
4 commit whatever offense you are concerned about?

5 A. On the advice of counsel, I decline to
6 testify for the reasons I previously stated.

7 Q. How did you obtain your position as Coffee
8 County Republican Party chair?

9 A. On the advice of counsel, I decline to
10 testify for the reasons I previously stated.

11 MR. CROSS: Just to make this go faster,
12 Mr. Cheeley, if she's going to assert a
13 response to all of the questions, if she just
14 says "Fifth Amendment invocation," that will
15 encompass her prior statement. Is that okay?

16 MR. CHEELEY: Very well.

17 BY MR. CROSS:

18 Q. Ms. Latham, did you previously serve as the
19 Georgia GOP under 80,000 caucus chair?

20 A. Fifth Amendment.

21 Q. And when did you serve as that chair?

22 A. Fifth Amendment.

23 Q. What is the role of the caucus -- of that
24 caucus in the state -- in the Republican Party of
25 Georgia?

CERTIFICATE

STATE OF GEORGIA:

COUNTY OF FULTON:

I hereby certify that the foregoing transcript was taken down, as stated in the caption, and the colloquies, questions and answers were reduced to typewriting under my direction; that the transcript is a true and correct record of the evidence given upon said proceeding.

I further certify that I am not a relative or employee or attorney of any party, nor am I financially interested in the outcome of this action.

I have no relationship of interest in this matter which would disqualify me from maintaining my obligation of impartiality in compliance with the Code of Professional Ethics.

I have no direct contract with any party in this action and my compensation is based solely on the terms of my subcontractor agreement.

Nothing in the arrangements made for this proceeding impacts my absolute commitment to serve all parties as an impartial officer of the court.

This the 11th day of August 2022.

LAURA M. MACKAY, CCR-B-1736